App F IX 4

1929

File No 23-29

Previous References (Pol)

Serial Nos. 44

mc 67-24 MS 2613
Pol 66-31 (94, 117, 146, 163, 176, 179)

Later References

Pol 41 30 (15-19156)
" 66-31 Sec 3411
Pol 66-31 (94, 117, 146, 163, 176, 179)
" 113 33 7
" 47-34 (57, 69)

General and Revenue Secretariat.

Serial Nos One

Part B for February 1930

SUBJECT

Model Bye-laws

Sl 44 To the Deputy Commissioners of Districts
The President of the Bangalore Mysore City Pol also
The Sanitary Commissioner in Mysore

Lr 1267-78 dated 9th December 1929
Sends a copy of model bye-laws for enforcing
supply of information in case of dangerous diseases, etc

Serial No

Model bye-laws for enforcing supply of information as to any cases of dangerous disease in men and carrying out the provisions of Section 144 of the Municipal Regulation

*****

1 The following points ~~however~~ seem to require consideration before prescribing these bye-laws

2 Bye-law No I - The definition of dangerous disease differs from that given in Section 3(15) of the Regulation It is not clear whether a bye-law is necessary when the term has defined in the Regulation itself

3 Bye-law No II - Section 144(2)(a) directs that the power in respect of the matters specified in the proposed bye-law should be exercised by means of order Whether ~~a this~~ bye-law for this purpose would be in order requires consideration

4 Further this bye-law permits information to be given in person to an officer not below the rank of a Sanitary Inspector It would be better if the information is required to be given in writing in all cases and to the Sanitary Inspector or the Chief Officer, if any, or the President As a penalty is prescribed for a breach of the bye-law the persons on whom the responsibility is thrown may be given full protection by requiring the officer receiving the information to give a receipt for the written information

5) Bye-law No III -- This authorises entry without notice to any person authorised by the President In the interests of the persons occupying the premises to be entered it is necessary to make provision for safeguarding the social and religious usages of the

Note—Cont. on Sheet

WD 01654—GPB—30 000—20 1 29

occupants of the premises entered

6) Bye-law IV -- The bye-law is not specific as to who may issue the written notice The responsibility to cleanse or disinfect buildings is proposed to be laid on all the owners or occupiers of all buildings without specifying the buildings and the circumstances in which the notice may be issued or the owners or occupiers should cleanse or disinfect the buildings The scope of the bye-law seems to require considerable restriction

7) Further these bye-laws merely repeat the provisions of Section 144 (2) Powers under Section 144(2) will be exercised only by Municipal Councils on which powers are specially conferred by Government and -- these powers can be exercised only during the period for which it is permitted In these circumstances, the bye-laws proposed do not appear to be in order They do not appear also to be necessary Section 155 provides for punishment of disobedience of orders and notices under the powers specified in Section 144(2) The Law Secretary may perhaps be consulted

MD
11/10/29

The bylaws as amended by the Sanitary Commissioner may perhaps be approved with a minor change as indicated by me.

MD
25/10

Second Member.

OFFICE OF THE SECRETARY TO GOVERNMENT MADRAS COUNCIL
26 OCT 1929
No

WD 01684—GPB—30 000—20-4-29

App F III—2]

General and Revenue Secretariat

File No 23 of 1929

Serial No

Gen Dy 17/11/29

Appd Bn 18/11/

File

Hon 17/11 Mo

HH The Secs of DBs, Presds of Bangalore & Mysore City Mcpls and the Salvy Commr

Cir d 4267-78 BS 9/12/29

Forwards a copy of model Bye laws for enforcing supply of milk in Case of dangerous diseases & to carry out provns of Sec 144 Mad Reg

B 2/12/29

Has a copy gone to Press for using purposes If not, please prepare a copy and send it and keep the file in Pressing (for M B) BS 2/12/29

A Copy has been sent to the Press this may be kept in this & printed Copies awaited

REV SECT

L & BRANCH

29/1

NOTE—Contn sheet

REV SECT

GEN & PRESS

31 JAN 1930

L S

WD 066—GPB—30 000—26 7 29

Model Bye-la[illegible] [for enforcing supply of information as to dang[illegible] cases of dangerous disease [illegible] and carrying [illegible] Section 144 of the [illegible] Regulations [illegible] Rules of the Registrar]

I [illegible] for purposes of these bye-laws the [illegible] disease shall mean, Cholera, [illegible] ve, small-[illegible], [illegible] fever [illegible] glandular [illegible] ellin[illegible] or [illegible] [illegible] Continuous fever of over [illegible] days duration [illegible] from danger [illegible]

II (i) Every medical practitioner [illegible] or has reason to believe that any person [illegible] has visited in his professional capacity any dwelling or lodging or has come to their [illegible] hospital, within limits, is suffering from a [illegible] disease

(ii) Every [illegible] of a house or every head of a household who knows or has reason to believe that any person [illegible] resides in such dwelling or lodging or has come to their [illegible] in such manner or [illegible] of [illegible] within limits, is suffering from a dangerous disease,

shall [illegible] forthwith [illegible] the [illegible] location of the same with the [illegible] Medical Officer, either personally or in writing to such [illegible] of the Municipality not below the rank of Sanitary Inspector

III [illegible] any person, authorised [illegible] Municipal Area within the [illegible], at any time [illegible] office or [illegible] notice [illegible] to the person authorised [illegible] reasonable, may inspect any place in which [illegible] or [illegible] is [illegible] subjected to disinfection measures as he deems [illegible] to prevent the spread of the disease beyond [illegible]

IV The owner or occupier of any building or part of a building or a person owning or in charge of any article [illegible], shall on issue of written notice, cleanse or disinfect such building or part thereof or the article to the satisfaction of the officer authorised in that behalf by the Municipal Council, within such time as may be specified in the notice or in case of urgency as soon as possible after the receipt of the notice by the owner or occupier, or in the circumstances of the case could reasonably be, at the expense of the Municipal Council

V [illegible] owner or [illegible] of [illegible] Hotel, Chawl, Chatram or such like [illegible] person [illegible] thereof or [illegible] 25 [illegible] ected to

suffering from any dangerous disease, shall let or provide accommodation in any substitution, unless and until the person desiring to let such premises accommodation, shall have had the building or part thereof or any article therein duly cleansed, disinfected to the satisfaction of the municipality or of such officer authorised by him in that behalf

VI Any person who contravenes any of the provisions of bye-laws III, IV and V shall on conviction be liable to a fine not exceeding Rs 50/-

Appendix F G—

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *192*

Date of issue 9 XII 29

Signed by [illegible]

List of enclosures

Copied by

Examined by

Section [illegible]

File No 23-29

Serial No 44

No L 1267-78

Encl 1

To

Official Memorandum

The accompanying new bye-laws for [illegible] of enforcing the Supply of information ~~as to~~ of any cases of dangerous diseases and carrying out the provisions of Sections 1414, ~~[illegible]~~ of the Mysore Municipal Regn which have been approved by Govt are issued for are circulated ~~for adoption~~ ~~the~~ The Guidance of ~~by~~ the Municipal councils

2) Where bye-laws have been already framed

over

in this matter, the
Municipal councils may compare
them with the model
bye laws and introduce
changes which may
be found necessary
to bring them into line
with the model bye laws

3) In cases in which
Municipal councils frame
bye laws in this matter
for the first
time, the Municipal councils
may be guided to frame
the bye laws as far as
possible on the lines of
the present model
bye laws

The existing Bye laws in the
matter may be revised so
as to bring them into Conformity
with the model Bye laws now
issued.

Present as S-(1)

13, (1)

Hw 17/11/29

Forgwd Secy Govt

15/11/29

The Dy Comrs of Kolar
The Presidents of the Municipalities
and Mysore City Municipality
The Secy Cantonment Mysore

Government of his highness the Maharaja of Mysore

GENERAL AND REVENUE DEPARTMENTS

G O No L 4267 78—MI 23 29 44 dated 9th December 1929

Model Bye laws

Is ues a set of — – for enforcing the supply of information in case of any dangerous diseases in men and for carrying out the provis ons of section 144 of he Mysore Municipal Regulation

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OFFICIAL MEMORANDUM

ORDER No L 42 7 78—MI 23 29 44 DATED 9TH DECEMBER 1929

The accompanying model bye laws for enforcing the supply of information of any cases of dangerous diseases in men and carrying out the provisions of section 144 of the Mysore Municipal Regulation w nic i have been approved by Government are issued for the gu dance of Municipal Cou ils The existing bye laws in Munici palities in this ma ter may be revi d so i to bri ng hem into conformity with the model bye laws now issued

By Order

for *General Secretary to Government*

To—The Deputy Comm ssioner of Districts
The Pre idents of the Ban alore and My ore City Mu icip l Council
The S nitary Commissioner in My ore

Lxd — P P N

No L 4267 78—ML 23 29 44 DATED 9TH DECEMBER 1929

ANNEXURE

MODEL BYE LAWS FRAMED UNDER SECTION 48 (1) (i) OF THE MUNICIPAL REGULATION FOR ENFORCING SUPPLY OF INFORMATION AS TO ANY CASES OF DANGEROUS DISEASE IN MEN AND CARRYING OUT THE PROVISIONS OF SECTION 144 OF THE REGULATION

I For purposes of hese ~~bye~~ rules laws dangerous disease shall mean Cholera Plague Small pox any fever with glandular swellings and continuous fever of over seven days duration

II (i) Every medical practitioner who knows or has reason to believe that any person whom he has visited in his professional capacity in any dwelling or place not being a hospital within limits is suffering from a dangerous disease and

(ii) Every manager of a Factory or every head of a household who knows or has reason to believe that any person who resides in a dwelling or place under the management or control of any such manager or head of household within Municipal limits is suffering from a dangerous disease

Shall unless prevented by reasonable cause give information of the same with the least possible d lay either personally or in writing to an officer of the Municipality not below the rank of Sanitary Inspector

III Any person authorised by the Municipal President in this behalf at any time without notice or with such notice as to the person authorised appears reasonable may inspect any place in which dangerous disease exists or is suspected to exist and take such measures as he deems suitable to prevent the spread of uch disease beyond such place

Provided that due regard shall be paid to the social and religious customs of the occupiers of the place

IV The owner or occupier of any building or part of a building or a person owning or in charge of any article therein shall on issue of written notice cleanse or disinfect such building or part thereof or the article to the satisfaction of the officers authorised in this behalf by the Municipal President either at his own expen e or in case of poverty or for other cause which the Municipal President in the circumstances of the case consider reasonable at the expense of the Municipal Council

V No owner or manager of any Hotel Dharmasala Chattram or Musafirkhana in which a person ha suffered or is suspected to be suffering from a dangerous disease shall let or provide accommodation in such institution unless and until the person desiring so to let or provide accommodation shall have had the building or part thereof or any article therein likely to retain infection cleansed or disinfected to the satisfaction of the Municipal President or of such officer authorised by him in this behalf

VI Any person who commits any breach of bye laws II IV and V shall on conviction be liable to a fine not exceeding Rs 50

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1 Pages